

SUMMARY REPORT DIGEST-  
COMPLAINT REGISTER INVESTIGATION NO -  
CHICAGO POLICE DEPARTMENT

285980

DATE OF REPORT (DAY MO - YEAR)

31 DEC 02

To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED cases where the Disciplinary Recommendation does not exceed FIVE (5) DAYS SUSPENSION.

SUBMIT ORIGINAL AND 3 COPIES IF ASSIGNED TO SAME UNIT AS ACCUSED  
SUBMIT ORIGINAL AND 4 COPIES IF NOT ASSIGNED TO SAME UNIT AS ACCUSED

TO: SUPERINTENDENT OF POLICE  
ATTENTION ☒ ADMINISTRATOR IN CHARGE, OFFICE OF PROFESSIONAL STANDARDS  
☐ ASSISTANT DEPUTY SUPERINTENDENT, INTERNAL AFFAIRS DIVISION

FROM - INVESTIGATOR'S NAME Socorro Sevilla		RANK INV	STAR NO 283	SOCIAL SEC NO	EMPLOYEE NO [REDACTED]	UNIT ASSIGN 113
ADDRESS OF INCIDENT [REDACTED]			DATE OF INCIDENT - TIME 23 NOV 02/ 1330		BEAT OF INCIDENT	LOCATION CODE* 17
ACCUSED	NAME 1 Marvin Eng		RANK P.O	STAR NO 11009	SOCIAL SEC NO [REDACTED]	EMPLOYEE NO [REDACTED]
	Unidentified					
	SEX/RACE 1. M/A	DOB [REDACTED] 70	DATE OF APPOINTMENT 14 AUG 2000		DUTY STATUS (TIME OF INCIDENT) <input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY	<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN
	2				<input type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY	<input type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN
	CHARGES		COURT BRANCH		DISPOSITION & DATE	
COMPLAINANTS	NAME		ADDRESS**	CITY STATE	TELEPHONE	SEX/RACE M/B
	[REDACTED]		[REDACTED]		[REDACTED]	
VICTIMS	NAME		ADDRESS**	CITY STATE	TELEPHONE	SEX/RACE
	[REDACTED]		[REDACTED]		[REDACTED]	
WITNESSES	NAME		ADDRESS**	CITY STATE	TELEPHONE	SEX/RACE
	[REDACTED]		[REDACTED]		[REDACTED]	

(\*) SEE ATTACHED SHEET FOR ADDITIONAL ACCUSED, COMPLAINANTS, VICTIMS, WITNESSES

See Attached Report

I.A.D. LOCATION CODES\*

- 01 Retail Sales/Restaurants
- 02 Tavern/Lounge/Store
- 03 Other Business Establishment
- 04 Public Building
- 05 Lodging Facility
- 06 Police/Multi-Purpose Facility
- 07 CPD Automotive/Pound Facility
- 08 Other Police Property
- 09 Police Communications System
- 10 Court Room

- 11 Public Transportation Veh Facility
- 12 Park District Property
- 13 Airport
- 14 Public Property - Other
- 15 Other Public Premises
- 16 Expressway/Interstate System
- 17 Public Way - Other
- 18 Waterway, Incl Park District
- 19 Private Residence

I.A.D. PHYSICAL CONDITION CODES

- 01 No Visible Injury - Apparently Normal
- 02 No Visible Injury - Under Treatment
- 03 Injured - Not Hospitalized
- 04 Injured - Not Hospitalized - Under Int. Care
- 05 Injured - Not Hospitalized
- 06 Injured - Hospitalized - Under Int. Care
- 07 Injured - Hospitalized - Under Int. Care
- 08 Injured - Refused Medical Aid - Under Int. Care
- 09 Deceased
- 10 Deceased - Under Int. Care

\* IF CPD MEMBER, LIST RANK, STAR, SOCIAL SECURITY, EMPLOYEE NOS. IN ADDRESS BOX, FAX/BELL IN TELEPHONE BOX.

Briefly summarize the investigation describing your efforts to prove or disprove the allegation(s). Indicate whether witnesses or evidence support or do not support the allegation(s).  
In sustained cases ONLY, copies of the accused member's Summary of Previous Disciplinary Actions and Record of Previous Complimentary History will be included as attachments.

\*\*\*\* SEE PAGE TWO \*\*\*\*

SUMMARY

ATTACHMENTS	INVESTIGATIVE REPORTS- SUPPORTING ALLEGATION LIST ATTACHMENT NUMBERS	INVESTIGATIVE REPORTS- SUPPORTING ACCUSED MEMBER(S) LIST ATTACHMENT NUMBERS:	PHYSICAL EVIDENCE LIST ATTACHMENT NUMBERS:	TOTAL NUMBER OF ATTACHMENTS SUBMITTED WITH THIS FILE:
	11	2,3,4,5,6,25,27		31

Summarize the findings and recommendations. Rule violations will be cited by number only. One overall recommendation for Disciplinary Action will be made by the investigator. The recommendation will be for ALL sustained findings; recommendations will NOT be made for each sustained allegation. Example: 1. Violation noted, no disciplinary action warranted. 2. That the accused member be reprimanded. 3. That the accused member be suspended for .... days (not to exceed 5 days).

FINDINGS:

Accused Officer #1:

Allegation #1:

Allegation #2:

P.O. Marvin Eng #11009, Unit 013

Not Sustained

Not Sustained

Accused Officer #2

Allegation #1:

Unidentified

Not Sustained

Office of Professional Standards, Dennis Crosby, #113

DATE INITIATED  
(DATE COMPLAINT WAS  
RECEIVED FOR INVESTIGATION)

29 NOV 02

DATE COMPLETED  
(DATE OF THIS  
REPORT)

31 DEC 02

ELAPSED TIME  
(TOTAL TIME  
EXPENDED IN DAYS)

1 DAY

Investigator will initiate the Command Channel Review  
for by completing the Investigator's Section

IF NECESSARY, USE AN 8 1/2 X 11" SHEET OF WHITE PAPER TO CONTINUE ANY ITEM.

OFFICE OF PROFESSIONAL STANDARDS  
CR 25980

Page

ALLEGATIONS:

On 25 November 02, at approximately 1036 hours, the complainant [REDACTED] telephoned the Office of Professional Standards and registered a complaint with Intake Aide Yolanda Toppins, Employee Number [REDACTED] alleges that on 23 November 02, at approximately 1330 hours [REDACTED] Officer Marvin Eng #11009:

- (1) Planted drugs on him, and
- (2) Struck him about the body.

[REDACTED] further alleges that on the same date/time and location several **unidentified** officers:

- (1) Struck him about the body, face, and head with closed fists.

INVESTIGATION:

In a telephone interview the complainant, [REDACTED] stated that on 23 November 2002, at approximately 1330 hours, he was having a conversation with [REDACTED] in

[REDACTED] According to [REDACTED] a marked squad car approached them and two uniformed officers exited from the vehicle. The officers began to question [REDACTED]

[REDACTED] stated that he was ordered by the two officers to sit in the back seat of the squad car. [REDACTED] complied. The officers then drove [REDACTED] approximately two blocks south on Whipple, and as [REDACTED] inquired why he was being held, he looked at the screen inside the squad car and observed a message stating, "Look behind the building there's a bag." [REDACTED]

[REDACTED] related that they approached the rear of the building, and the passenger officer, a male/Asian exited from the vehicle. Shortly after, the Asian officer returned with a bag, and stated to [REDACTED]

[REDACTED] "You are in trouble." [REDACTED] was then driven to the police station. [REDACTED] indicated that he was not handcuffed and when the officers opened the squad car door, he fled.

[REDACTED] stated that he was apprehended [REDACTED] by approximately "twenty" uniformed Asian and Hispanic officers. [REDACTED] related that the officers struck him about the body, face, and head closed fists. [REDACTED] stated that he was transported to the police station, and placed in an interview room. [REDACTED] stated that once he was placed in the interview room an officer by the name of "Lopez" struck him several times on the chest with a closed fist. [REDACTED] stated that he read the officer's name from the name tag on his shirt. [REDACTED] stated that he requested medical treatment and was transported to [REDACTED]

CR 285280  
[REDACTED]

## INVESTIGATION CONTINUED:

The medical records from [REDACTED] reflect that [REDACTED] informed hospital personnel that he sustained his injuries by being "beaten up by the police." [REDACTED] diagnosed as having a facial contusion, hand sprain and blunt back trauma.

Department reports indicate that [REDACTED] was arrested and charged with Simple Battery, and Possession of a Controlled Substance. The arrest report indicates that [REDACTED] resisted arrest and caused injury to Officer Marvin Eng #11009.

The Attendance and Assignment records show that there are several officers assigned to the 013<sup>th</sup> District with the last name "Lopez." [REDACTED] failed to cooperate with this investigation by missing his appointment to view photographs at the Internal Affairs Division.

In a To-From Report, accused officer Marvin Eng #11009, stated he responded to a Drug Selling call [REDACTED] Officer Eng denied planting any drugs on [REDACTED]

In a To-From Report, witness officer Frederick G. Gopez #13205, stated that he and his partner, Officer Eng responded to a call of "Selling Drugs." Officer Gopez did not observe Officer Eng plant drugs on [REDACTED] in [REDACTED]

OFFICE OF PROFESSIONAL STANDARDS  
CR 285980  
CONCLUSION:

Page5

